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6 GILBERT GALAVIZ

7
8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10
11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 vs.

14 GILBERT GALAVIZ,

15 Defendant.
16

Case No. 1:20-cr-00005 NONE-SKO

**STIPULATION TO CONTINUE
SENTENCING, ORDER THEREON**

Date: October 29, 2020

Time: 9:30 a.m.

Judge: Hon. Dale A. Drozd

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18 **IT IS HEREBY STIPULATED** by and between the parties through their respective
19 counsel that the sentencing hearing scheduled for October 1, 2020 may be may be continued to
20 October 29, 2020, at 9:30 a.m., or the soonest time thereafter convenient to the court.

21 Mr. Galaviz is a gang drop out with a severe substance abuse problem reaching back to
22 his early teens. He has never participated in an intensive treatment program. While there is no
23 agreement regarding sentencing, Galaviz will be requesting an opportunity to participate in a
24 long term residential treatment program. Galaviz previously tested positive for Covid-19 and a
25 negative coronavirus test is are required before a treatment program will accept him. This
26 continuance is requested to allow time for Galaviz to establish that he is Covid free before
27 sentencing, so the Court will know whether Galaivz is eligible for a program when considering
28 his request.

1 The parties agree the delay resulting from this request shall be excluded in the
2 interests of justice, and for effective defense investigation and preparation, pursuant to 18
3 U.S.C. §§ 3161(h)(7)(A) and 3161(h)(7)(B)(iv).

4
5 McGREGOR W. SCOTT
6 United States Attorney

7 DATED: September 25, 2020

8 By /s/ Laurel J. Mopntoya
9 LAUREL J. MONTOYA
10 Assistant United States Attorney
11 Attorneys for Plaintiff

12 HEATHER E. WILLIAMS
13 Federal Defender

14 DATED: September 25, 2020

15 By /s/ Eric V. Kersten
16 ERIC V. KERSTEN
17 Assistant Federal Defender
18 Attorneys for Defendant
19 GILBERT GALAVIZ

20 **ORDER**

21 **IT IS SO ORDERED.** For the reasons set forth above sentencing is continued to
22 October 29, 2020.

23 IT IS SO ORDERED.

24 Dated: September 26, 2020

25 Dale A. Ingh
26 UNITED STATES DISTRICT JUDGE
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